

**THURSDAY, APRIL 7, 2011**

**TWENTY-SECOND LEGISLATIVE DAY**

**CALL TO ORDER**

The Senate met at 9:00 a.m., and was called to order by Mr. Speaker Ramsey.

**PRAYER**

The proceedings were opened with prayer by Reverend Kevin Thacker of Kellytown Baptist Church in Oliver Springs, Tennessee, a guest of Senator Yager.

**PLEDGE OF ALLEGIANCE**

Senator Yager led the Senate in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 32

Senators present were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

**STANDING COMMITTEE REPORTS**

**FINANCE, WAYS AND MEANS**

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 265, 539 with amendment, 567, 831, 832, 1209, 1341, 1347, 1361, 1541, 1764, 1789, 1825, 1826 and 1827; and Senate Joint Resolution No. 111 with amendment.

MCNALLY, Chairperson  
April 5, 2011

The Speaker announced that he had referred Senate Bills Nos. 265, 539 with amendment, 567, 831, 832, 1209, 1341, 1347, 1361, 1541, 1764, 1789, 1825, 1826 and 1827; and Senate Joint Resolution No. 111 with amendment to the Committee on Calendar.

**STATE AND LOCAL GOVERNMENT**

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 730 with amendment, 923 with amendment, 1008 and 1255 with amendment; also, recommend that Senate Bill No. 615 be referred to Committee on Finance, Ways and Means.

YAGER, Chairperson  
April 5, 2011

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The Speaker announced that he had referred Senate Bills Nos. 730 with amendment, 923 with amendment, 1008 and 1255 with amendment to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 615 to the Committee on Finance, Ways and Means.

### **COMMERCE, LABOR AND AGRICULTURE**

MR. SPEAKER: Your Committee on Commerce, Labor and Agriculture begs leave to report that we have carefully considered and recommend for passage: Senate Bill No. 1538 with amendment; also, recommend that Senate Bill No. 1669 with amendment be referred to Committee on Finance, Ways and Means.

JOHNSON, Chairperson  
April 5, 2011

The Speaker announced that he had referred Senate Bill No. 1538 with amendment to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 1669 with amendment to the Committee on Finance, Ways and Means.

### **JUDICIARY**

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 349, 396 with amendment, 655 with amendment and 767 with amendment; also, recommend that Senate Bill No. 690 be referred to Committee on Finance, Ways and Means.

BEAVERS, Chairperson  
April 5, 2011

The Speaker announced that he had referred Senate Bills Nos. 349, 396 with amendment, 655 with amendment and 767 with amendment to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 690 to the Committee on Finance, Ways and Means.

### **GENERAL WELFARE, HEALTH AND HUMAN RESOURCES**

MR. SPEAKER: Your Committee on General Welfare, Health and Human Resources begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 1258 with amendment and 1287.

CROWE, Chairperson  
April 6, 2011

The Speaker announced that he had referred Senate Bills Nos. 1258 with amendment and 1287 to the Committee on Calendar.

## TRANSPORTATION

MR. SPEAKER: Your Committee on Transportation begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 1171 and 1295; also, recommend that Senate Bills Nos. 544 with amendment, 1384 with amendment and 2004 be referred to Committee on Finance, Ways and Means.

TRACY, Chairperson  
April 6, 2011

The Speaker announced that he had referred Senate Bills Nos. 1171 and 1295 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bills Nos. 544 with amendment, 1384 with amendment and 2004 to the Committee on Finance, Ways and Means.

## ENVIRONMENT, CONSERVATION AND TOURISM

MR. SPEAKER: Your Committee on Environment, Conservation and Tourism begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 307 and 836 with amendment; and Senate Joint Resolution No. 86 with amendment; also, recommend that Senate Bill No. 763 with amendment be referred to Committee on Finance, Ways and Means.

SOUTHERLAND, Chairperson  
April 6, 2011

The Speaker announced that he had referred Senate Bills Nos. 307 and 836 with amendment; and Senate Joint Resolution No. 86 with amendment to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 763 with amendment to the Committee on Finance, Ways and Means.

## REPORT OF COMMITTEE ON DELAYED BILLS

Pursuant to Rule 27, the following bills were reported out of Committee on Delayed Bills: Senate Bills Nos. 2095 and 2096.

RAMSEY, Chairperson  
April 7, 2011

The Speaker announced that he had referred Senate Bills Nos. 2095 and 2096 to the Clerk's desk.

## MOTION

Senator Overbey moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 182**, out of order, which motion prevailed.

## INTRODUCTION OF RESOLUTION

**Senate Joint Resolution No. 182** by Senator Overbey.

Memorials, Professional Achievement -- Gary Rankin, induction into TSSAA Hall of Fame.

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On motion of Senator Overbey, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 182** was adopted.

A motion to reconsider was tabled.

### MOTION

Senator Summerville moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 176**, out of order, which motion prevailed.

### INTRODUCTION OF RESOLUTION

**Senate Joint Resolution No. 176** by Senator Summerville.  
Memorials, Retirement -- Linda Mangrum.

On motion of Senator Summerville, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 176** was adopted.

A motion to reconsider was tabled.

### MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 2095, 2096 and 2102 through 2105** be passed on first consideration, which motion prevailed.

### INTRODUCTION OF BILLS

The Speaker announced that the following bills were filed for introduction and passed first consideration:

**Senate Bill No. 2095** by Senators Norris and McNally.

Bond Issues -- As introduced, authorizes the state to issue and sell bonds and anticipation notes of up to \$106.4 million for purpose of grants to the Southeast Tennessee Development District and the Industrial Development Board of the City of Memphis and Shelby County.

**Senate Bill No. 2096** by Senators Norris and McNally.

Appropriations -- As introduced, makes appropriations for fiscal year beginning July 1, 2010.

**Senate Bill No. 2102** by Senator Southerland.

Greene County -- As introduced, subject to local approval, abolishes the position of road commissioner. Amends Chapter 130 of the Private Acts of 1927; as amended.

**Senate Bill No. 2103** by Senator Burks.

Cookeville -- As introduced, modifies requirements for membership on the board of trustees for the Cookeville Regional Medical Center Authority. Amends Chapter 49 of the Private Acts of 1999, as amended.

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### **Senate Bill No. 2104** by Senator Stewart.

Winchester -- As introduced, subject to local approval, modernizes the city charter.

### **Senate Bill No. 2105** by Senator Southerland.

Greene County -- As introduced, subject to local approval, abolishes the position of road commissioner. Amends Chapter 130 of the Private Acts of 1927; as amended.

## **MOTION**

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 10, 155, 220, 241, 246, 257, 259, 305, 389, 571, 623, 640, 643, 660, 671, 679, 688, 774, 775, 840, 884, 1066, 1177, 1190, 1194, 1270, 1633, 1869, 2006, 2118, 2126, 2130, 2131 and 2132** be passed on first consideration, which motion prevailed.

## **HOUSE BILLS ON FIRST CONSIDERATION**

The Speaker announced that the following House Bills were transmitted to the Senate and passed first consideration:

**House Bill No. 10** -- Highway Signs -- As introduced, designates "Benjamin C. 'Pat' Hartman, Jr., Memorial Bridge" on State Route 386 in Sumner County.

**House Bill No. 155** -- Criminal Procedure -- As introduced, revises the castle doctrine to protect a person from criminal as well as civil liability in the use of force which is justified; directs the Commissioner of Commerce and Insurance to determine whether there are impediments inhibiting insurance companies from underwriting coverage for such events. Amends TCA Section 39-11-622 and Title 56.

**House Bill No. 220** -- Highway Signs -- As introduced, designates "Steve Karas Memorial Transportation Management Center" in Chattanooga.

**House Bill No. 241** -- Sunset Laws -- As introduced, extends the board of dietitian/nutritionist examiners, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 25, Part 1.

**House Bill No. 246** -- Sunset Laws -- As introduced, extends the committee for clinical perfusionists, June 30, 2016. Amends TCA Title 4, Chapter 29 and Section 63-28-112.

**House Bill No. 257** -- Sunset Laws -- As introduced, extends the Tennessee medical laboratory board, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 29, Part 1.

**House Bill No. 259** -- Sunset Laws -- As introduced, extends the board of respiratory care, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 27, Part 1.

**House Bill No. 305** -- Jails, Local Lock-ups -- As introduced, subject to the approval of the board of regents, authorizes the use of county prisoners' labor on farms operated by board of regents institutions. Amends TCA Title 41 and Title 49.

**House Bill No. 389** -- Public Health -- As introduced, requires the governor to designate one day each year as "Autism Awareness Recognition Day". Amends TCA Title 4.

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**House Bill No. 571** -- Child Custody and Support -- As introduced, requires that in taking into account the child's best interest for purposes of a child custody arrangement, the court shall order a custody arrangement that permits both parents to enjoy the maximum participation possible in the life of the child. Amends TCA Section 36-6-106 relative to child custody.

**House Bill No. 623** -- Sunset Laws -- As introduced, extends the water and wastewater operators board of certification, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 221, Part 9.

**House Bill No. 640** -- Sunset Laws -- As introduced, extends the board of medical examiners, June 30, 2013. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 6, Part 1.

**House Bill No. 643** -- Sunset Laws -- As introduced, extends the commission on aging, June 30, 2012. Amends TCA Title 4, Chapter 29 and Title 71, Chapter 2, Part 1.

**House Bill No. 660** -- Sunset Laws -- As introduced, deletes references to defunct commission of Indian affairs. Amends TCA Title 4, Chapter 29; Title 4, Chapter 34; Section 11-6-116; Section 15-2-106 and Section 68-24-701.

**House Bill No. 671** -- Sunset Laws -- As introduced, extends the Tennessee board of court reporting, June 30, 2014. Amends TCA Title 4, Chapter 29 and Title 20, Chapter 9, Part 6.

**House Bill No. 679** -- Sunset Laws -- As introduced, extends energy efficient schools council, June 30, 2012. Amends TCA Title 4, Chapter 29 and Section 49-17-103.

**House Bill No. 688** -- Motor Vehicles, Titling and Registration -- As introduced, exempts antique vehicles being registered for antique motor vehicle license plates from emissions testing requirement imposed in certain counties for motor vehicle registration. Amends TCA Title 55, Chapter 4; Title 55, Chapter 6 and Title 68, Chapter 201.

**House Bill No. 774** -- Anderson County -- As introduced, subject to local approval, reallocates proceeds from the hotel/motel tax from the general fund for county general revenue, with 90 percent being allocated to the tourism fund and 10 percent, minus the trustee's commission, being allocated to the Anderson County chamber of commerce for economic development purposes. Amends Chapter 193 of the Private Acts of 1990; as amended.

**House Bill No. 775** -- Public Records -- As introduced, allows Anderson County register of deeds to redact social security numbers on recorded documents maintained on computers; also allows register of deeds to redact social security numbers on recorded documents at request of certain persons if practicable. Amends TCA Section 10-7-515.

**House Bill No. 840** -- Probation and Parole -- As introduced, directs the board of probation and parole to study certain issues related to the use of old warrants and related process by local law enforcement and to report to the House and Senate Judiciary Committees on or before February 1, 2012. Amends TCA Title 5; Title 38; Title 39; Title 40 and Title 41.

**House Bill No. 884** -- Unemployment Compensation -- As introduced, provides that when the Department of Labor and Workforce Development conducts unemployment hearings that personnel records and other business records that are in the possession of a claimant's employer and that are relevant to a claim shall be admissible, regardless of whether such evidence is hearsay

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or whether corroborated by direct witness testimony, if such evidence is accompanied by an affidavit of its custodian or other qualified person certifying the evidence as a business record. Amends TCA Title 4 and Title 50.

**House Bill No. 1066** -- Criminal Procedure -- As introduced, permits the district attorney to apply for an order to wiretap if the interception may provide evidence of a criminal gang offense by a criminal gang member. Amends TCA Title 39 and Title 40.

**House Bill No. 1177** -- Sexual Offenders -- As introduced, requires all sexual offenders who are incarcerated, but who have not yet registered as a sexual offender or violent sexual offender, to be registered in the institution in which they are incarcerated by no later than August 1, 2011. Amends TCA Title 40, Chapter 39, Part 2.

**House Bill No. 1190** -- Sheriffs -- As introduced, authorizes person to be candidate for sheriff upon being certified as completing functional equivalent training as is provided by P.O.S.T. commission, as alternative to present requirement of P.O.S.T. certification or examination. Amends TCA Title 8, Chapter 8, Part 1 and Title 38, Chapter 8, Part 1.

**House Bill No. 1194** -- Probation and Parole -- As introduced, transfers supervision of the out of state parole and probation supervision registry from the TBI to the board of probation and parole. Amends TCA Section 38-6-116 and Title 40, Chapter 28, Part 4.

**House Bill No. 1270** -- Sexual Offenders -- As introduced, provides that the HIV test a sexual offender is required to undergo must be performed within 48 hours after the presentment of the indictment or information and with or without the request of the victim. Amends TCA Title 39, Chapter 13, Part 5.

**House Bill No. 1633** -- Education -- As introduced, requires the first AED received by a school to be placed in a location that can be readily accessed and particularly a location that can be readily accessed from areas used for physical education or activity. Amends TCA Section 49-2-122.

**House Bill No. 1869** -- Criminal Offenses -- As introduced, increases penalty for disorderly conduct within 500 feet of a funeral or memorial service from Class C misdemeanor to Class B misdemeanor. Amends TCA Title 39, Chapter 17, Part 3.

**House Bill No. 2006** -- Juvenile Offenders -- As introduced, specifies proper venue for proceedings in which a child who is in the custody of the Department of Children's Services is alleged to be unruly. Amends TCA Section 37-1-111.

**House Bill No. 2118** -- Highway Signs -- As introduced, expresses intent to name appropriate bridge or section of highway in Warren County in honor of the late Jeremy Brown.

**House Bill No. 2126** -- Elkton -- As introduced, subject to local approval, revises the due dates for property taxes in the City of Elkton. Amends Chapter 431 of the Acts of 1907; as amended and rewritten.

**House Bill No. 2130** -- Big Sandy -- As introduced, subject to local approval, increases the mayoral term from two years to four years and alters the election cycle so that city elections are held in November in 2014, 2016, and every other year thereafter.

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**House Bill No. 2131** -- Newbern -- As introduced, subject to local approval, revises the charter to establish staggered terms for the aldermen, to eliminate the need for periodic reappointment of the recorder and revise the duties of the recorder, and to eliminate the need for periodic reappointment of the police chief. Amends Chapter 450 of the Acts of 1901.

**House Bill No. 2132** -- Franklin -- As introduced, subject to local approval, designates the four at-large aldermanic positions as A, B, C, and D and requires that candidates select and designate the position being sought. Amends Chapter 79 of the Acts of 1903; as amended.

### MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 174 and 177 through 180**; and **Senate Resolution No. 28** be passed on first consideration and lie over, which motion prevailed.

### INTRODUCTION OF RESOLUTIONS

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

**Senate Joint Resolution No. 174** by Mr. Speaker Ramsey.  
Memorials, Death -- J. Don Hill.

**Senate Joint Resolution No. 177** by Senator Finney.  
Memorials, Public Service -- Doug Jackson.

**Senate Joint Resolution No. 178** by Senator Bell.  
General Assembly, Statement of Intent or Position -- Relative to the release of water into the Ocoee and Caney Fork Rivers by the Tennessee Valley Authority.

**Senate Joint Resolution No. 179** by Senator Woodson.  
Memorials, Professional Achievement -- Ashley Kear, Milken Educator Award 2010.

**Senate Joint Resolution No. 180** by Senator Kyle.  
Memorials, Sports -- Craigmont High School, 2011 TSSAA Class AAA Boys' Basketball Champions.

**Senate Resolution No. 28** by Senator Tate.  
Memorials, Recognition -- Deanie Parker, an honoree at the Fifth Annual African American Legacy Awards.

### MOTION

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 57, 58, 104, 189, 193, 195 and 196**; **Senate Joint Resolutions Nos. 168 through 173**; and **Senate Resolution No. 26** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

### RESOLUTIONS LYING OVER

The Speaker announced that the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:



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**House Joint Resolution No. 57** -- Naming and Designating -- Designates March 1, 2011, "Volunteer Firefighter Day in Tennessee".

The Speaker announced that he had referred House Joint Resolution No. 57 to the Committee on State and Local Government.

**House Joint Resolution No. 58** -- General Assembly, Statement of Intent or Position -- Encourages and advocates the expanded use of telemedicine in the State of Tennessee.

The Speaker announced that he had referred House Joint Resolution No. 58 to the Committee on General Welfare, Health and Human Resources.

**House Joint Resolution No. 104** -- Physicians and Surgeons -- Directs the board of medical examiners in collaboration with the board of nursing and the committee on physician assistants to study issues relating to the delivery of hormone replacement therapy.

The Speaker announced that he had referred House Joint Resolution No. 104 to the Committee on General Welfare, Health and Human Resources.

**House Joint Resolution No. 189** -- Memorials, Recognition -- National Exchange Club, 100th anniversary.

The Speaker announced that he had referred House Joint Resolution No. 189 to the Committee on Calendar.

**House Joint Resolution No. 193** -- Memorials, Recognition -- 2011 World's Biggest Fish Fry, Hostess Princess and Court.

The Speaker announced that he had referred House Joint Resolution No. 193 to the Committee on Calendar.

**House Joint Resolution No. 195** -- Memorials, Personal Occasion -- Mr. and Mrs. Jackie Taylor, 50th anniversary.

The Speaker announced that he had referred House Joint Resolution No. 195 to the Committee on Calendar.

**House Joint Resolution No. 196** -- Memorials, Recognition -- Dr. Lisa Akbari.

The Speaker announced that he had referred House Joint Resolution No. 196 to the Committee on Calendar.

**Senate Joint Resolution No. 168** -- Memorials, Professional Achievement -- Al Bell, 2011 Grammy Trustee Award.

The Speaker announced that he had referred Senate Joint Resolution No. 168 to the Committee on Calendar.

**Senate Joint Resolution No. 169** -- Naming and Designating -- "Drive to End Hunger Month", September 2011.

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The Speaker announced that he had referred Senate Joint Resolution No. 169 to the Committee on State and Local Government.

**Senate Joint Resolution No. 170** -- Memorials, Death -- Mickey Ronald Carpenter.

The Speaker announced that he had referred Senate Joint Resolution No. 170 to the Committee on Calendar.

**Senate Joint Resolution No. 171** -- Memorials, Death -- Mike Barnett.

The Speaker announced that he had referred Senate Joint Resolution No. 171 to the Committee on Calendar.

**Senate Joint Resolution No. 172** -- Memorials, Death -- Billy F. Featherstone.

The Speaker announced that he had referred Senate Joint Resolution No. 172 to the Committee on Calendar.

**Senate Joint Resolution No. 173** -- Memorials, Death -- Mickey Moore.

The Speaker announced that he had referred Senate Joint Resolution No. 173 to the Committee on Calendar.

**Senate Resolution No. 26** -- General Assembly, Statement of Intent or Position -- Expresses sense of the Senate relative to federal funding for the user program at Holifield Radioactive Ion Facility at the Oak Ridge National Laboratory.

The Speaker announced that he had referred Senate Resolution No. 26 to the Committee on Finance, Ways and Means.

**MOTION**

Senator Ford moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 181**, out of order, which motion prevailed.

**INTRODUCTION OF RESOLUTION**

**Senate Joint Resolution No. 181** by Senator Ford.  
Memorials, Death -- Larry Finch.

On motion of Senator Ford, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 181** was adopted by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally,

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Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**MOTION**

Madam Speaker Pro Tempore Woodson moved that **Senate Bill No. 1912** be considered first on the Calendar for Monday, April 11, 2011, which motion prevailed.

**RECALL OF BILL**

On motion of Senator Johnson, **Senate Bill No. 113** was recalled from the Committee on Calendar.

**REFERRAL OF BILL**

Senator Johnson moved that Senate Bill No. 113 be referred to the Committee on Education, which motion prevailed.

**COMMITTEE ON CALENDAR'S REPORT  
ON QUALIFIED ANNUAL EVENTS THIRD REPORT**

**REPORT OF THE COMMITTEE ON CALENDAR**

The Committee on Calendar recommends that the following annual events be authorized by the General Assembly in accordance with the provisions of Article XI, Section 5 of the Constitution of Tennessee, and pursuant to the Tennessee Charitable Gaming Implementation Law.

This the 4th day of April, 2011

/s/ Senator Mike Faulk, Chairperson  
/s/ Senator Mark Norris  
/s/ Senator Jim Kyle

**Tennessee Secretary of State's Office  
Charitable Organizations - Gaming Event Applications  
Third Omnibus List  
Year Ending: 06/30/2011**

**Transmitted Pursuant to Chapter 10 of the Public Acts of 2011**

**Knox County - Total approved in this county: 1**

**Physicians' Medical Education & Research Foundation**

<b>Event Name</b>	Lexus of Knoxville Keys to Hope, Sponsored by Physician's Medical Education and Research Foundation
<b>Event Type</b>	Raffle
<b>Event Address</b>	Thompson-Boling Arena, 1600 Phil Fulmer Ave., Knoxville, TN 37916
<b>Event Date</b>	4/30/2011

**Rutherford County - Total approved in this county: 1**

**Child Advocacy Center of Rutherford County, Inc.**

**Event Name** Duck Race  
**Event Type** Raffle  
**Event Address** Sportsman's Club - 1231 Medical Center Pkwy., Murfreesboro, TN 37129  
**Event Date** 6/11/2011

**Shelby County - Total approved in this county: 1**

**Mid-South Independent Electrical Contractors Education Association**

**Event Name** Mid-South IEC's 13th Annual Tradeshow & Wire-Off Competition  
**Event Type** Raffle  
**Event Address** 7777 Walnut Grove Road, Memphis, TN 38120  
**Event Date** 5/5/2011

Senator Faulk moved that pursuant to Article XI, Section 5 of the Constitution of the State of Tennessee, that the Committee on Calendar's 2011 Report on Charitable Gaming and Qualified Annual Events Third Report be adopted and made the action of the Senate, which motion prevailed by the following vote:

Ayes . . . . . 30  
Noes . . . . . 0  
Present, not voting . . . 1

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Gresham, Harper, Haynes, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--30.

Senator present and not voting was: Henry--1.

**CONSENT CALENDAR NO. 1**

**Senate Joint Resolution No. 158** -- Memorials, Recognition -- Johnson City Senior Center, 50th anniversary.

**Senate Joint Resolution No. 159** -- Memorials, Death -- John Lawrence Connelly.

**Senate Joint Resolution No. 160** -- Memorials, Recognition -- IBM, 100th Anniversary.

**Senate Joint Resolution No. 161** -- Memorials, Recognition -- Carl Jones, Super Senior Award.

**Senate Joint Resolution No. 162** -- Memorials, Recognition -- Willie Bales, Super Senior Award.

**Senate Joint Resolution No. 163** -- Memorials, Recognition -- Fay Griffin, Super Senior Award.

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**Senate Joint Resolution No. 164** -- Memorials, Recognition -- Clara Makin, Super Senior Award.

**Senate Joint Resolution No. 166** -- Memorials, Recognition -- Margaret Patterson, recipient of the Morgan County News Super Senior Award.

**Senate Joint Resolution No. 167** -- Memorials, Death -- Janice Keck.

**House Joint Resolution No. 184** -- Memorials, Professional Achievement -- Diane Stacy, 2011 Hamilton County Teacher of the Year.

**House Joint Resolution No. 186** -- Memorials, Recognition -- Guaranty Trust Company, 25th anniversary.

**House Joint Resolution No. 190** -- Memorials, Recognition -- Honors all female members who ever served in general assembly in recognition of Women's History Month.

Senator Faulk moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**CONSENT CALENDAR NO. 2**

Objections having been raised, the following bill was placed at the heel of the calendar for Monday, April 11, 2011, pursuant to Rule 38: **Senate Bill No. 1541**.

**Senate Bill No. 265** -- Highway Signs -- As introduced, names a portion of I-75 the "Tuskegee Airmen Memorial Trail".

**Senate Bill No. 831** -- Highway Signs -- As introduced, designates bridge on U.S. Highway 412 in Lewis County as "John Andrew Carroll Memorial Bridge".

**Senate Bill No. 832** -- Highway Signs -- As introduced, designates segment of U.S. Highway 43 in Lawrenceburg as "H.O. Sam Garrard Memorial Highway".

**Senate Bill No. 1209** -- Highway Signs -- As introduced, designates segment of U.S. Highway 27 in Rhea County as "Tyler Leon Sneed Memorial Highway".

**Senate Bill No. 1341** -- Highway Signs -- As introduced, designates bridge on U.S. Highway 64 in Giles County as "J. Marlin Goodman Memorial Bridge".

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**Senate Bill No. 1347** -- Highway Signs -- As introduced, designates bridge on U.S. Highway 64 in Giles County as "William B. Long Memorial Bridge".

**Senate Bill No. 1764** -- Special License Plates -- As introduced, extends time period for meeting initial issuance requirements for Civil War Preservation new specialty earmarked license plates until July 1, 2012. Amends TCA Title 55, Chapter 4.

**Senate Bill No. 1789** -- Highway Signs -- As introduced, names flyover that connects Interstate 40 eastbound to Briley Parkway northbound in Nashville in honor of the late Ralph M. Cohen.

**Senate Bill No. 1825** -- Special License Plates -- As introduced, authorizes issuance of Tennessee Equine Association new specialty earmarked license plates; allocates 50 percent of funds produced from sale thereof to such association. Amends TCA Title 55, Chapter 4.

**Senate Bill No. 1826** -- Highway Signs -- As introduced, designates bridge on State Route 438 in Perry County as "Roy Bell & David O'Guin Memorial Bridge".

On motion, Senate Bill No. 1826 was made to conform with **House Bill No. 551**.

On motion, House Bill No. 551, on same subject, was substituted for Senate Bill No. 1826.

**Senate Bill No. 1827** -- Highway Signs -- As introduced, designates bridge on State Route 438 in Perry County as "Dickson Augustus Weems Memorial Bridge".

On motion, Senate Bill No. 1827 was made to conform with **House Bill No. 550**.

On motion, House Bill No. 550, on same subject, was substituted for Senate Bill No. 1827.

Senator Faulk moved that all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**CALENDAR**

**Senate Joint Resolution No. 127** -- Constitutional Amendments -- Proposes new provision to Article I to provide that nothing in the Constitution of Tennessee secures or protects right to abortion or requires the funding of an abortion; states that the people retain the right through their elected state representatives and state senators to enact, amend, or repeal statutes regarding abortion, including, but not limited to, circumstances of pregnancy resulting from rape or incest or when necessary to save the life of the mother.

Senator Beavers moved that the Clerk read the resolution, which motion prevailed.

The Clerk read the resolution.

Thereupon, Mr. Speaker Ramsey declared pursuant to Article XI, Section 3, **Senate Joint Resolution No. 127** had been read.

**Senate Bill No. 235** -- Liens -- As introduced, requires comptroller to conduct a performance audit of the implementation and impact of current law authorizing the creation of a lien on a motor vehicle by filing a notarized copy of an instrument when the existing certificate of title on the vehicle is unavailable. Amends TCA Section 55-3-126.

Senator Tracy moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-3-126, is amended by deleting subsection (g) and by substituting instead the following:

(g) The comptroller of the treasury shall, as part of the review and/or audit of the office of the secretary of state, include the implementation and impact of the provisions of subsection (f) and shall report its findings and recommendations regarding subsection (f) in such review and/or audit of the office of secretary of state.

SECTION 2. This act shall take effect July 1, 2011, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 235**, as amended, passed its third and final consideration by the following vote:

Ayes .....	31
Noes .....	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

**Senate Bill No. 370** -- Fireworks -- As introduced, authorizes the City of East Ridge to permit the possession and retail sale of Class C common fireworks; regulates the sale of such fireworks in the City of East Ridge according to the provisions of Title 68, Chapter 104, Part 1.

Senator Johnson moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator McNally moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting all language after the enacting clause and by substituting instead the following language:

SECTION 1. Upon the East Ridge city council adopting a resolution by two-thirds (2/3) vote, notwithstanding any other provision of law to the contrary, it shall be lawful for any individual, firm, partnership or corporation to sell at retail any D.O.T. Class C common fireworks, as defined in Tennessee Code Annotated, Section 68-104-101, within the City of East Ridge. The provisions of Tennessee Code Annotated, Title 68, Chapter 104, Part 1, shall apply to the sale of fireworks in such city.

SECTION 2. This act shall take effect January 1, 2012, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion of Senator Johnson, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 370**, as amended, failed by the following vote:

Ayes . . . . .	12
Noes . . . . .	11
Present, not voting . . .	6

Senators voting aye were: Campfield, Crowe, Gresham, Johnson, Kelsey, McNally, Norris, Southerland, Tracy, Watson, Woodson and Mr. Speaker Ramsey--12.

Senators voting no were: Barnes, Berke, Burks, Finney, Harper, Haynes, Herron, Kyle, Marrero, Stewart and Tate--11.

Senators present and not voting were: Beavers, Bell, Henry, Roberts, Summerville and Yager--6.

A motion to reconsider was tabled.

Pursuant to Rule 62, **Senate Bill No. 370**, as amended, was rereferred to the Committee on Calendar.

**Senate Bill No. 452** -- Alcohol Offenses, Motor Vehicles -- As introduced, allows law enforcement to use reasonable force when causing certain people to submit to a test of their bodily fluid. Amends TCA Section 55-10-406.

Senator Beavers moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:



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SECTION \_\_\_\_ Tennessee Code Annotated, Section 55-10-406(f), is amended by adding the following as a new subdivision (3):

(3) No hospital, physician, nurse, or other licensed healthcare provider as defined in Title 63 shall be required to perform or participate in performing the blood-alcohol test required by this section. However, nothing in this section shall be construed as prohibiting or preventing a healthcare provider from performing such tests if doing so does not compromise the eminent health and safety of patients. No healthcare provider shall be subject to any professional, civil, or criminal action or liability for such refusal or failure to perform the test.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 452**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	26
Noes . . . . .	0
Present, not voting . . .	3

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Gresham, Harper, Haynes, Herron, Johnson, Kelsey, Marrero, McNally, Norris, Overbey, Roberts, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--26.

Senators present and not voting were: Finney, Henry and Summerville--3.

A motion to reconsider was tabled.

**PRESENTATION**

Senator Tracy introduced Sargeant Nicholas Ranstad to the Senate.

**CALENDAR**

**Senate Bill No. 510** -- Commerce and Insurance, Dept. of -- As introduced, requires entities reporting to the Commissioner of Commerce and Insurance regarding medical malpractice claims to include information as to whether the healthcare provider received payment from TennCare; requires the commissioner to include such information in the annual report on medical malpractice claims. Amends TCA Title 56, Chapter 54.

Senator Johnson moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 56-54-105, is amended by deleting subsection (c) in its entirety and by substituting instead the following:

(c)(1) Counsel for claimants asserting claims covered by this section shall provide:

(A) Information about fee arrangements to the commissioner. The information shall include the portion of any settlement or judgment received by claimant's counsel; and

(B) Information as to whether the healthcare provider named in the claim received payment from TennCare for the incident that is the subject of the claim.

(2) For the purposes of the levying of civil penalties under § 56-54-109, counsel for claimants who are required to submit the information outlined in this subsection (c) shall be considered reporting entities under this section.

(3) The information provided pursuant to subdivision (c)(1)(B) shall be provided for claims closed or open and pending on or after January 1, 2012.

SECTION 2. Tennessee Code Annotated, Section 56-54-111, is amended by adding the following new language to the end of the section:

The report shall also include information as to whether any healthcare provider named in any claim received payment from TennCare for the incident that is the subject of the respective claim.

SECTION 3. This act shall take effect January 1, 2012, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 510**, as amended, passed its third and final consideration by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**Senate Bill No. 539** -- Taxes -- As introduced, clarifies that any person engaged in selling any quantity of unauthorized substances is liable for the tax; clarifies that the presumption that a person is a merchant does not apply when the person is actually engaged in selling any quantity of substances. Amends TCA Title 67, Chapter 4, Part 28.

On motion, Senate Bill No. 539 was made to conform with **House Bill No. 302**.

On motion, House Bill No. 302, on same subject, was substituted for Senate Bill No. 539.

On motion of Senator McNally, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 302** passed its third and final consideration by the following vote:

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Ayes . . . . . 32  
Noes . . . . . 0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**Senate Bill No. 567** -- Domestic Violence -- As introduced, authorizes the use of global positioning monitoring system as a condition of bail in domestic violence cases; requires defendant to pay for the use of such systems if able. Amends TCA Title 36, Chapter 3, Part 6; Title 39, Chapter 13, Part 1; Section 39-17-315 and Title 40, Chapter 11, Part 1.

Senator Beavers moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting the language "pursuant to § 40-1-152;" from the amendatory language in Section 1 of the bill and by substituting instead the language "pursuant to § 40-11-152;".

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 567**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 32  
Noes . . . . . 0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**Senate Bill No. 868** -- Police -- As introduced, requires that mandatory training for police officers concerning responding to persons with mental illness must be two hours in duration; the curriculum will count towards officers' annual in-service training. Amends TCA Section 38-8-119.

On motion, Senate Bill No. 868 was made to conform with **House Bill No. 575**.

On motion, House Bill No. 575, on same subject, was substituted for Senate Bill No. 868.

On motion of Senator Beavers, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 575** passed its third and final consideration by the following vote:

Ayes . . . . . 32  
Noes . . . . . 0

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Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**Senate Bill No. 1306** -- Unemployment Compensation -- As introduced, provides that when the Department of Labor and Workforce Development conducts unemployment hearings that personnel records and other business records that are in the possession of a claimant's employer and that are relevant to a claim shall be admissible, regardless of whether such evidence is hearsay or whether corroborated by direct witness testimony, if such evidence is accompanied by an affidavit of its custodian or other qualified person certifying the evidence as a business record. Amends TCA Title 4 and Title 50.

On motion, Senate Bill No. 1306 was made to conform with **House Bill No. 884**.

On motion, House Bill No. 884, on same subject, was substituted for Senate Bill No. 1306.

Senator Johnson moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 50-7-304(f), is amended by deleting the period at the end of the first sentence in the subsection and by adding the following language thereafter:

; provided that, proof of misconduct may include personnel records and other business records that are in the possession of a claimant's employer and that are relevant to a claim, and such records shall be admissible and may constitute evidence of misconduct, regardless of whether such evidence is hearsay or whether corroborated by direct witness testimony, if such evidence is accompanied by an affidavit of its custodian or other qualified person certifying the evidence as a business record.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 884**, as amended, passed its third and final consideration by the following vote:

Ayes .....	31
Noes .....	1

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, McNally, Norris,

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Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

Senator voting no was: Marrero--1.

A motion to reconsider was tabled.

Senator Burks moved that **Senate Joint Resolution No. 111** be placed on the Calendar for Thursday, April 14, 2011, which motion prevailed.

Senator Beavers moved that **Senate Bill No. 325** be rereferred to the Committee on Calendar, which motion prevailed.

Senator Norris moved that **Senate Bill No. 935** be placed on the Calendar for Thursday, April 14, 2011, which motion prevailed.

Senator Yager moved that **Senate Bill No. 1223** be rereferred to the Committee on State and Local Government, which motion prevailed.

**Senate Bill No. 1451** -- Mortgages -- As introduced, revises various provisions related to the notice of the right to foreclose that must be sent by the lender to the debtor prior to foreclosure. Amends TCA Section 35-5-117.

Senator Johnson moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting Section 2 in its entirety and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 35-5-117, is amended by adding the following as a new subsection thereto:

(k) No written notice shall be required under this section if the lender, trustee, or agent thereof has met in-person with the principal debtor within one hundred and eighty (180) days prior to publishing the notice of foreclosure to review the loan and advise the principal debtor that failure to meet the loan obligations may result in foreclosure proceedings. For purposes of this subsection (k), the lender, trustee, or agent who has met with the principal debtor shall execute a sworn affidavit stating the time and place of the meeting or meetings; and, the trustee or substitute trustee shall file a copy of the affidavit as an attachment to the trustee's deed.

AND FURTHER AMEND by deleting Section 3 in its entirety and substituting instead the following:

SECTION 3. Tennessee Code Annotated, Section 35-5-117(h)(4), is amended by deleting the language "before July 1, 2010" and substituting instead "after July 1, 2011".

On motion, Amendment No. 1 was adopted.

Senator Johnson moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting Section 4 in its entirety and substituting instead the following new Sections:

SECTION 4. Tennessee Code Annotated, Section 35-5-117, is amended by deleting the section in its entirety.

SECTION 5. Sections 1 through 3 of this act shall take effect upon becoming a law, the public welfare requiring it. Section 4 of this act shall take effect on January 1, 2013, and shall apply to any notice of foreclosure for which the first publication occurs on or after January 1, 2013.

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 1451**, as amended, passed its third and final consideration by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senator Crowe moved that **Senate Bill No. 1854**, as amended, be rereferred to the Committee on Calendar, which motion prevailed.

**RECALL OF BILL**

On motion of Senator Gresham, **Senate Bill No. 61** was recalled from the Committee on Calendar.

**REFERRAL OF BILL**

Senator Gresham moved that Senate Bill No. 61 be referred to the Committee on Education, which motion prevailed.

**MOTION**

Senator Tate moved that Rule 37 be suspended for the immediate consideration of **Senate Resolution No. 28**, out of order, which motion prevailed.

**RESOLUTION LYING OVER**

**Senate Resolution No. 28** -- Memorials, Recognition -- Deanie Parker, an honoree at the Fifth Annual African American Legacy Awards.

On motion of Senator Tate, the rules were suspended for the immediate consideration of the resolution.

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On motion, **Senate Resolution No. 28** was adopted.

A motion to reconsider was tabled.

**NOTICE**

**MESSAGE FROM THE HOUSE**

April 7, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 461, substituted for House Bill on same subject, amended, and passed by the House.

JOE MCCORD,  
Chief Clerk.

**MOTION**

Senator Finney moved that Rule 37 be suspended for the immediate consideration of **House Joint Resolution No. 221**, out of order, which motion prevailed.

**RESOLUTION LYING OVER**

**House Joint Resolution No. 221** -- Memorials, Death -- Governor Ned McWherter.

On motion of Senator Finney, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 221** was concurred in by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**RECALL OF BILL**

On motion of Mr. Speaker Ramsey, **Senate Bill No. 2060** was recalled from the Committee on Commerce, Labor and Agriculture.

**WITHDRAWAL OF BILL**

On motion of Mr. Speaker Ramsey, Senate Bill No. 2060 was withdrawn from the Senate.

**MOTION**

On motion of Senators Barnes, Beavers, Bell, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey,

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Roberts, Southerland, Stewart, Summerville, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Bill No. 265**.

On motion of Senator Barnes, his name was added as sponsor of **Senate Bill No. 452**.

On motion of Senators Burks and Marrero, their names were added as sponsors of **Senate Bills Nos. 539 and 868**.

On motion of Senator Herron, his name was added as sponsor of **Senate Bills Nos. 561 and 1534**.

On motion of Senators Burks, Marrero, Harper, Ford, Campfield and Herron, their names were added as sponsors of **Senate Bill No. 567**.

On motion of Senators Overbey and Marrero, their names were added as sponsors of **Senate Bill No. 655**.

On motion of Senator Henry, his name was added as prime sponsor of **Senate Bill No. 665**.

On motion of Senator Crowe, his name was added as prime sponsor of **Senate Bill No. 712**.

On motion of Senator Johnson, his name was added as prime sponsor of **Senate Bill No. 946**.

On motion of Senator Crowe, his name was added as sponsor of **Senate Bill No. 1223**.

On motion of Senator Southerland, his name was added as prime sponsor of **Senate Bill No. 1239**.

On motion of Senator Johnson, his name was added as sponsor of **Senate Bills Nos. 1416 and 1432**.

On motion of Senator Tracy, his name was added as sponsor of **Senate Bill No. 1443; and Senate Joint Resolution No. 182**.

On motion of Senator Ford, her name was added as sponsor of **Senate Bills Nos. 1541 and 1751; and Senate Joint Resolution No. 160**.

On motion of Senator Herron, his name was added as prime sponsor of **Senate Bill No. 1608**.

On motion of Senator Marrero, her name was added as sponsor of **Senate Bill No. 1764**.

On motion of Senators Crowe and Marrero, their names were added as sponsors of **Senate Bill No. 1825**.

On motion of Senator Yager, his name was added as prime sponsor of **Senate Bill No. 2073**.

On motion of Senators Harper, Haynes and Johnson, their names were added as sponsors of **Senate Joint Resolution No. 159**.



**THURSDAY, APRIL 7, 2011 -- 22ND LEGISLATIVE DAY**

On motion of Senators Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Joint Resolution No. 181**.

On motion of Senators Ford, Kelsey, Kyle, Marrero, Norris, Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Gresham, Harper, Haynes, Henry, Herron, Johnson, McNally, Overbey, Roberts, Southerland, Stewart, Summerville, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Resolution No. 28**.

On motion of Senators Finney, Herron, Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Ford, Gresham, Harper, Haynes, Henry, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **House Joint Resolution No. 221**.

On motion of Senators Watson, Berke and Ford, their names were added as sponsors of **House Joint Resolution No. 184**.

On motion of Senators Berke, Roberts, Tracy and Ford, their names were added as sponsors of **House Joint Resolution No. 186**.

On motion of Senators Beavers, Burks, Ford, Gresham, Harper, Marrero, Woodson, Barnes, Bell, Berke, Campfield, Crowe, Faulk, Finney, Haynes, Henry, Herron, Johnson, Kelsey, Kyle, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **House Joint Resolution No. 190**.

On motion of Senator Tracy, his name was removed as sponsor of **Senate Bills Nos. 665 and 1666**.

On motion of Senator Woodson, her name was removed as sponsor of **Senate Bill No. 712**.

On motion of Senator Southerland, his name was removed as sponsor of **Senate Bill No. 946**.

On motion of Senator Yager, his name was removed as sponsor of **Senate Bill No. 1239**.

On motion of Senator Marrero, her name was removed as sponsor of **Senate Bill No. 1608**.

On motion of Senator Norris, his name was removed as sponsor of **Senate Bill No. 2073**.

**ENGROSSED BILLS**

April 7, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 235, 265, 452, 510, 567, 831, 832, 1209, 1341, 1347, 1451, 1764, 1789 and 1825; and Senate Joint Resolutions Nos. 158, 159, 160, 161, 162, 163, 164, 166, 167, 176, 181 and 182; and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**THURSDAY, APRIL 7, 2011 -- 22ND LEGISLATIVE DAY**

**MESSAGE FROM THE HOUSE**

April 7, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 166, 212, 368, 676, 761, 829, 1117, 1119 and 1127; passed by the House.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 6, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 201, 203 and 226; adopted, for the Senate's action.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 7, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 221, adopted, for the Senate's action.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 7, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 78 and 1451, substituted for House Bills on same subjects and passed by the House.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 7, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 289, substituted for House Bill on same subject and passed by the House.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 7, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 930, substituted for House Bill on same subject and passed by the House.

JOE MCCORD,  
Chief Clerk.

**THURSDAY, APRIL 7, 2011 -- 22ND LEGISLATIVE DAY**

**MESSAGE FROM THE HOUSE**

April 7, 2011

MR. SPEAKER: I am directed to notify the Senate that House Resolution No. 87 was adopted by over a two-thirds majority vote.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 7, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 149, 150, 151, 152, 153, 154, 155, 156, 157 and 175; concurred in by the House.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 7, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 181, concurred in by the House.

JOE MCCORD,  
Chief Clerk.

**ENROLLED BILLS**

April 7, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 78, 289, 930 and 1451; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**ENROLLED BILLS**

April 7, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 149, 150, 151, 152, 153, 154, 155, 156, 157, 175 and 181; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**ENROLLED BILLS**

April 7, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Resolution No. 28, and find same correctly enrolled and ready for the signature of the Speaker.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**THURSDAY, APRIL 7, 2011 -- 22ND LEGISLATIVE DAY**

**MESSAGE FROM THE HOUSE**

April 6, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 207, 347, 503, 513, 622, 662, 754, 850, 1106, 1206, 1240, 1577, 1656, 1845 and 2127; for the signature of the Speaker.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 6, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 184, 186 and 190; for the signature of the Speaker.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 7, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 221, for the signature of the Speaker.

JOE MCCORD,  
Chief Clerk.

**SIGNED**

April 6, 2011

The Speaker announced that he had signed the following: Senate Bills Nos. 83, 495, 742, 777, 892, 1154, 1155, 1227, 1312, 1537, 1544 and 1668.

**SIGNED**

April 6, 2011

The Speaker announced that he had signed the following: Senate Resolutions Nos. 11, 12, 13 and 14.

**SIGNED**

April 6, 2011

The Speaker announced that he had signed the following: House Bills Nos. 207, 347, 503, 513, 622, 662, 754, 850, 1106, 1206, 1240, 1577, 1656, 1845 and 2127.

**SIGNED**

April 7, 2011

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 149, 150, 151, 152, 153, 154, 155, 156, 157, 175 and 181.

**THURSDAY, APRIL 7, 2011 -- 22ND LEGISLATIVE DAY**

**SIGNED**

April 7, 2011

The Speaker announced that he had signed the following: Senate Resolution No. 28.

**SIGNED**

April 7, 2011

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 184, 186 and 190.

**SIGNED**

April 7, 2011

The Speaker announced that he had signed the following: House Joint Resolution No. 221.

**MESSAGE FROM THE HOUSE**

April 7, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 149, 150, 151, 152, 153, 154, 155, 156, 157, 175 and 181; signed by the Speaker.

JOE MCCORD,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

April 6, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 89, 339, 505, 636, 638, 991, 1336, 1509, 1528 and 1531; for his action.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

April 7, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 149, 150, 151, 152, 153, 154, 155, 156, 157, 175 and 181; for his action.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**

April 6, 2011

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bills Nos. 18, 105, 161, 215, 379, 807, 850, 931, 990 and 1050; with his approval.

HERBERT H. SLATERY III,  
Counsel to the Governor.

**THURSDAY, APRIL 7, 2011 -- 22ND LEGISLATIVE DAY**

**MESSAGE FROM THE GOVERNOR**

April 7, 2011

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 139, 140 and 143; with his approval.

HERBERT H. SLATERY III,  
Counsel to the Governor.

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR # 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, April 11, 2011: Senate Joint Resolutions Nos. 168, 170, 171, 172 and 173; and House Joint Resolutions Nos. 189, 193, 195 and 196.

This the 7th day of April, 2011.  
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR # 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, April 11, 2011: Senate Bills Nos. 307, 349, 1008, 1171, 1287 and 1295.

This the 8th day of April, 2011.  
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, April 11, 2011: House Bill No. 1189; Senate Joint Resolution No. 127; Senate Bills Nos. 134, 396, 655, 730, 767, 828, 836, 923, 1031, 1032, 1255 and 1538; Senate Joint Resolution No. 86; and Senate Bills Nos. 829 and 1541.

This the 8th day of April, 2011.  
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR  
SENATE MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bill and it has been set on the Message Calendar for Monday, April 11, 2011: Senate Bill No. 461.

This the 8th day of April, 2011.  
MIKE FAULK, Chairperson.

**THURSDAY, APRIL 7, 2011 -- 22ND LEGISLATIVE DAY**

**ADJOURNMENT**

Senator Norris moved the Senate adjourn until 5:00 p.m., Monday, April 11, 2011, which motion prevailed.